

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO. <u>09 - _____</u></b>
<b>v.</b>	<b>:</b>	<b>DATE FILED: <u>June 25, 2009</u></b>
<b>FAUSTO RIVERA-ALARCON</b> <b>a/k/a "Fausto Rubero-Botalla,"</b> <b>a/k/a "Rene Lopez,"</b> <b>a/k/a "Alex Rivera"</b>	<b>:</b>	<b>VIOLATION:</b> <b>8 U.S.C. §1326(a), (b)(2) (reentry after</b> <b>deportation - 1 count)</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about May 6, 2009, in the Eastern District of Pennsylvania, defendant

**Fausto Rivera-Alarcon,**  
a/k/a "Fausto Rubero-Botalla,"  
a/k/a "Rene Lopez,"  
a/k/a "Alex Rivera,"

an alien and a native and citizen of Mexico, who had previously been deported and removed from the United States on April 7, 2000, and October 29, 2002, was found in the United States, having knowingly and unlawfully re-entered the United States without first applying to the Attorney General of the United States or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.

In violation of Title 8, United States Code, Section 1326(a), (b)(2).

**A TRUE BILL:**

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**GRAND JURY FOREPERSON**

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**MICHAEL L. LEVY  
UNITED STATES ATTORNEY**